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ATTORNEY DOCKET NO. FIRST NAMED INVENTOR FILING DATE APPLICATION NO. TELNP0157US T O'HAGAN 04/08/98 09/057,261 **EXAMINER** WM02/1022 023623 KNEPPER AMIN & TUROCY, LLP PAPER NUMBER ART UNIT 1900 EAST 9TH STREET, NATIONAL CITY CENT 24TH FLOOR, 2645 CLEVELAND OH 44114

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

10/22/01

- Advisory Action	Application No.	pplicant(s)	
	09/057,261	'HAGAN, TIMOTHY P.	
	Examiner	Art Unit	
	David D. Knepper	2645	
The MAILING DATE of this communication app	ears on the cover sheet with the	correspondence add	ress
Therefore, further action by the applicant is required to final rejection under 37 CFR 1.113 may only be either: condition for allowance; (2) a timely filed Notice of Apple Examination (RCE) in compliance with 37 CFR 1.114.	eal (with appeal fee); or (3) a tii	lication. A proper re hich places the appli	ply to a cation in or Continued
	EPLY [check either a) or b)]		
 a)	dvisory Action, or (2) the date set forth in than SIX MONTHS from the mailing date S FILED WITHIN TWO MONTHS OF T	HE FINAL REJECTION.	See MPEP
Extensions of time may be obtained under 37 CFR 1.136(a). The chave been filed is the date for purposes of determining the period of extension of the shorten (b) above, if checked. Any reply received by the Office later than three rearned patent term adjustment. See 37 CFR 1.704(b).	ed statutory period for reply originally set months after the mailing date of the final	in the final Office action; or rejection, even if timely filed	r (2) as set forth in
1. A Notice of Appeal was filed on Appellar 37 CFR 1.192(a), or any extension thereof (37 C	nt's Brief must be filed within the FR 1.191(d)), to avoid dismiss	e period set forth in all of the appeal.	
2. The proposed amendment(s) will not be entered	because:		
(a) ⊠ they raise new issues that would require fur	ther consideration and/or searc	h (see NOTE below)	• 1
(b) 🖾 they raise the issue of new matter (see Note	e below);		
(c) ⊠ they are not deemed to place the application issues for appeal; and/or			
(d) ☐ they present additional claims without cand	celing a corresponding number	of finally rejected cla	aims.
NOTE: See Continuation Sheet.			
3. Applicant's reply has overcome the following rej	ection(s):		
4. Newly proposed or amended claim(s) wou canceling the non-allowable claim(s).			
5.☐ The a)☐ affidavit, b)☐ exhibit, or c)☐ request application in condition for allowance because:	 ·		
raised by the Examiner in the final rejection.	ed because it is not directed SOLELY to issues which were newly		
7. For purposes of Appeal, the proposed amendment explanation of how the new or amended claims	ent(s) a)⊠ will not be entered on would be rejected is provided	or b) will be entere below or appended.	ed and an
The status of the claim(s) is (or will be) as follow	NS:		

David D. Knepper Primary Examiner Art Unit: 2645

10. Other: ____

Claim(s) allowed: _____.
Claim(s) objected to: _____.

Claim(s) rejected: <u>1, 2, 4, 5, 8-18m 20 and 22</u>.

Claim(s) withdrawn from consideration: _____.

8. The proposed drawing correction filed on ____ is a) approved or b) disapproved by the Examiner.

9. Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s)

Application No.

ুContinuation Sheet (PTO-303) 09/057,261





Continuation of 2. NOTE: The added phrase implies that the applicant acknowledges that the use of speech recognition in combination with GUI is known as shown by prior art which allows speech recognition over the internet. The new limitations indicate that the applicant believes he has improved such recognition through the use of phonemes to define patterns of words for recognition. Consideration of the specification under 35 USC 112, first paragraph for this claim and a further search for prior art would be required to determine if the applicant is entitled to claim such an improvement.